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Smith Villazor LLP
250 West 55th Street, 30th Floor
New York, NY 10019
www.smithvillazor.com

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DOC # _____
DATE FILED: 12/4/2019

RODNEY VILLAZOR
T 212 582 4400
D 212 377 0852
rodney.villazor@smithvillazor.com

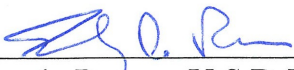
MEMO ENDORSED

December 4, 2019

VIA ECF

The Honorable Edgardo Ramos
U.S. District Judge
U.S. District Court for the Southern
District Court of New York
40 Foley Square
New York, New York 10007

The application is X granted
_____ denied



Edgardo Ramos, U.S.D.J.
Dated: 12/4/2019
New York, New York

Re: United States v. James Toner
No. 17-cr-0569-ER-3

Dear Judge Ramos:

On behalf of Defendant James Toner, I respectfully request leave to file and serve Mr. Toner's sentencing submission on Monday, December 9, 2019 in lieu of the Court's Sentencing Procedures outlined in Attachment B of its Individual Rules. On Tuesday, December 3, 2019, the undersigned filed a notice of appearance (dkt. 196). That day, the Court also granted the undersigned's letter motion for a two-week adjournment of the December 4, 2019 sentencing (dkt. 198) and rescheduled Mr. Toner's sentencing to Tuesday, December 17, 2019 at 10:45 a.m.

The government, through AUSA Olga Zverovich, consents to the request for leave to file a sentencing submission on Monday, December 9, 2019 and can file its sentencing submission by Friday, December 13, 2019. Thank you in advance.

Respectfully submitted,

/s/ Rodney Villazor

Rodney Villazor
Smith Villazor, LLP

cc: AUSA Olga Zverovich